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and

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Attorney for Secured Creditor

 Wells Fargo Bank, N.A.
 09-76532

UNITED STATES BANKRUPTCY COURT
 DISTRICT OF NEVADA

In re:	BK09-27109-bam
James L. Houston and Clare L. Houston Debtors.	Chapter 7 NOTICE OF ENTRY OF ORDER VACATING AUTOMATIC STAY HEARING DATE: 10/20/09 HEARING TIME: 1:30pm

PLEASE TAKE NOTICE that on the 29th day of October, 2009,
 the Order Vacating Automatic Stay was entered by the court.

DATED: 11/3/09

WILDE & ASSOCIATES

By G. Wilde #10235

GREGORY L. WILDE, ESQ.
 Attorney for Secured Creditor



Entered on Docket
October 29, 2009

Bruce A. Markell

Hon. Bruce A. Markell
United States Bankruptcy Judge

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Wells Fargo Bank, N.A.
09-76532

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In Re:

James L. Houston and Clare L. Houston

Debtors.

BK-S-09-27109-bam

Date: 10/20/09
Time: 1:30pm

Chapter 7

ORDER VACATING AUTOMATIC STAY

1 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Automatic Stay in the
2 above-entitled bankruptcy proceedings is immediately vacated and extinguished for all purposes as to
3 Secured Creditor Wells Fargo Bank, N.A., its assignees and/or successors in interest, of the subject
4 property, generally described as 3451 Blue Heather Drive, Las Vegas, NV 89129.
5

6 IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor shall
7 give Debtors and Trustee at least five business days' notice of the time, place and date of sale.

8 DATED this ____ day of _____ 2009

9 Submitted by:

10 **WILDE & ASSOCIATES**

11 By /s/ GREGORY L. WILDE

12 **GREGORY L. WILDE, ESQ.**

13 Attorney for Secured Creditor

14 208 South Jones Boulevard

Las Vegas, Nevada 89107

15 APPROVED / DISAPPROVED

16 _____
17 David Mincin

330 S. 3rd Street #900

18 Las Vegas, NV 89101

Attorney for Debtor(s)

20 APPROVED / DISAPPROVED

21 _____
22 William A. Leonard

5030 Paradise Road, #B216

23 Las Vegas, NV 89119

Chapter 7 Trustee

1 **ALTERNATIVE METHOD RE: LOCAL RULE 9021:**

2 In accordance with Local Rule 9021, the undersigned counsel certifies as follows (check one):

3 ☐ The court waived the requirements of LR 9021.

4 ☐ No parties appeared or filed written objections, and there is no trustee appointed in the case.

5 ☒ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, any
6 unrepresented parties who appeared at the hearing, and any trustee appointed in this case,
and each has approved or disapproved the order, or failed to respond, as indicated below
(list each party and whether the party has approved, disapproved, or failed to respond to the
document):

7 **(List Parties)**

8 **Debtor's counsel:**

9 ☐ approved the form of this order ☐ disapproved the form of this order

10 ☐ waived the right to review the order and/or ☒ failed to respond to the document

11 ☐ appeared at the hearing, waived the right to review the order

12 ☐ matter unopposed, did not appear at the hearing, waived the right to review the order

13 **Trustee:**

14 ☐ approved the form of this order ☐ disapproved the form of this order

15 ☐ waived the right to review the order and/or ☒ failed to respond to the document

16 **Other Party: _____**

17 ☐ approved the form of this order ☐ disapproved the form of this order

18 ☐ waived the right to review the order and/or ☐ failed to respond to the document

19 **Breach Order:**

20 ☐ This is an Order Vacating the Stay after the Failure to cure a Declaration of Breach. Copies of
21 this proposed order were transmitted to Debtor's counsel and appointed trustee to which
22 they have not replied

23
24 **Submitted by:**

25 /s/ Gregory L. Wilde, Esq.

26 Gregory L. Wilde, Esq.

Attorney for Secured Creditor

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2 Gregory L. Wilde, Esq.

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9 and

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16 Wells Fargo Bank, N.A.

17 09-76532

18 **UNITED STATES BANKRUPTCY COURT**

19 **DISTRICT OF NEVADA**

20 In Re:

BK-S-09-27109-bam

21 James L. Houston and Clare L. Houston

22 Date: 10/20/09

23 Time: 1:30pm

24 Chapter 7

25 Debtors.

26 **CERTIFICATE OF SERVICE**

1. On 11/13/09 I served the following document(s):

NOTICE OF ENTRY OF ORDER VACATING AUTOMATIC STAY

2. I served the above-named document(s) by the following means to the persons as listed below:

☒ a. ECF System

David Mincin

mcknightlaw@cox.net

Attorney for Debtors

///

William A. Leonard
biff7tte@mindspring.com
Trustee

X b. United States mail, postage fully prepaid:

David Mincin
330 S. 3rd Street #900
Las Vegas, NV 89101
Attorney for Debtors

James L. Houston and Clare L. Houston
3451 Blue Heather Drive
Las Vegas, NV 89129
Debtors

☐ **c. Personal Service** (List persons and addresses. Attach additional paper if necessary)

I personally delivered the document(s) to the persons at these addresses:

☐ 1. For a party represented by an attorney, delivery was made by handing the document(s) to the attorney's office with a clerk or other person in charge, or if no one is charge by leaving the document(s) in a conspicuous place in the office.

N/A

☐ 2. For a party, delivery was made by handing the document(s) to the party or by leaving the document(s) at the person's dwelling house or usual place of abode with someone of suitable age and discretion residing there.

N/A

☐ **d. By direct mail (as opposed to through the ECF System)**

(List persons and email addresses. Attach additional paper if necessary)

Based upon the written assignment of the parties to accept service by email or a court order. I caused the document(s) to be sent to the persons at the mail addresses listed below. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

☐ **e. By fax transmission** *(List persons and fax numbers. Attach additional paper if necessary)*

1 Based upon the written assignment of the parties to accept service by fax transmission or
2 a court order. I faxed the document(s) to the persons at the fax numbers listed below. No error
3 was reported by the fax machine that I used. A copy of the record of the fax transmission is
4 attached.

5
6 ☐ **f. By messenger** *(List persons and addresses. Attach additional paper if necessary)*
7

8 I served the document(s) by placing them in an envelope or package addressed to the
9 persons at the addresses listed below and providing them to a messenger for service.
10 *(A declaration by the messenger must be attached to this Certificate of Service).*
11

12 **I declare under penalty of perjury that the foregoing is true and correct.**
13

14 Signed on : _____
15

11/13/09

16 
17 _____
18 Employee of Wilde & Associates
19
20
21
22
23
24
25
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